



Wood and Coal Heaters

Household Ranges, Stove
Pipe and Elbows, Coal
Hods and Sifters, Win-
dow Glass, Tarred and
Building Paper.

E. A. PRINDLE,
DEPOT SQ. TELEPHONE 417-4 BARRE, VT.

BUSINESS CARDS.

E. L. TAYLOR, DOCTOR OF OPTICS

No. 9 Morse Block, Main St., Barre.
Every Monday and Tuesday.
Office hours: 9 a. m. to 12 m.
1:30 to 4 and 7 to 8 p. m.

PRICES VERY REASONABLE.

ARTHUR H. H. LEWIS, D. V. S.
Veterinary Surgeon.
Graduate of Western Veterinary College, St. Paul, Minn. Telephone 497-2.

DR. GEORGE D. WARREN,
VETERINARY SURGEON.

Office: Page Brothers' Livery Stable.
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DR. C. H. KENT, Dentist.

MILES' BLOCK,
Telephone at Office and at Residence.

DR. LEWIS D. MARTIN,
ORTHOPAEDIC PHYSICIAN.

Office in Room 25, Miles' Building, Office
hours, 9 a. m. to 12 m. and 1:30 to 4 p. m.
Monday, Tuesday, Thursday and Friday.
Telephone Connections.

A. J. PARQUET.

Blacksmith, Horseshoer and Jobber.

Two good Horseshoers. Shop removed from
Semiway street to 30 Summer street, Barre.

H. W. SCOTT, Attorney.

Office in Wood Block,
Over Ladd's store. Justice, notary and
attorney in office.

The Union Mutual Life Insurance Co.

Of Portland, Maine.
Old and Reliable.

CHARLES A. SMITH, MANAGER FOR VERMONT.
Office with Scott & Carver, Miles' Granite Block.

Curb Stone and Underpinning

For Sale, finished or
in the rough.
Barre Medium Granite Co.
A. M. Morrison, Manager

LATEST METHOD

MRS. M. D. O'LEARY,
PIANO TEACHER.
Pupil of Miss. Garceau, of Boston, Mass.

17 Wellington St., Barre, Vt.

TEACHING, ACCOMPANYING, SOLO PLAYING

MISS MARY E. LEASE,
Organist Universalist Church, Barre.
Student in New England Conservatory of
Music, Boston. Under Mr. C. F. Dunson,
Piano, Mr. H. M. Dunham, Organ.
30 Summer Street, Barre, Vt.

LIVERY, FEED

AND TRAINING STABLE

Training Colts a spe-
cialty and Satisfaction
guaranteed.

H. C. YOUNG,

Tel. 112-23.
Williamstown, - - Vt.

Merchant Tailoring

Also Cleaning, Pressing
and Repairing.

MOORE & OWENS,

122 North Main St., Barre, Vermont

D. SICKLE, MERCHANT TAILOR

Ladies' and Gentlemen's Fur
Coats Repaired and Stored.
Ladies' and Gentlemen's Garments cleaned by
steam, pressed and dyed. Cleaning neatly
done. Orders by mail will receive prompt at-
tention. Depot Square, Barre, Vt.

SCIENTIFIC HORSE SHOEING.

Speedy cutting, knee cutting, interfering,
forefoot, stumbling and cross cutting positively
cured. All diseases of the horse's feet treated
successfully. Veterinary medicine for sale.

J. A. McLeod, Registered Horse Shoe
Shoer, 100 Broadway Street, - - Barre, Vt.

J. W. DORNSIFE

CONTRACTOR AND BUILDER
CHIMNEYS AND HEAVY STRUCTURES
OF ALL KINDS A SPECIALTY
THE BARRE DAILY TIMES, FEB. 27, 1907.

CRIME IN LAW'S NAME

Kidnapping of Moyer, Hay-
wood and Pettibone.

JUSTICE MCKENNA'S OPINION

Dissents from Decision of United States
Supreme Court—Declares the Miners
Were Deprived of Their Rights
Under the Constitution.

At an hour when honest men sleep
the sovereign powers of the states of
Colorado and Idaho forcibly took Moyer,
Haywood and Pettibone from their
homes in Denver and, without allowing
them the privilege of consulting attor-
neys or their friends and comrades or
of communicating with their families
and on a militia guarded train specially
procured and in waiting for the pur-
pose, railroaded them to Idaho and
there incarcerated them in a peniten-
tiary as if they were condemned crim-
inals. Through their friends and attor-
neys they applied for a writ of habeas
corpus, which in everyday language
means simply an order to the sheriff
to show a just cause why a prisoner
is held in custody. This was denied
them by the Idaho courts, when they
applied to the United States district
court, only to be again denied the con-
stitutional rights of an accused citizen.
They then appealed to the United
States supreme court, which also de-
cided against them.

But one supreme judge, Mr. Justice
McKenna, disagreed with his fellow
judges and handed down what is
known as a dissenting opinion—that is,
in this case one in favor of the peti-
tioners. Here is Justice McKenna's
opinion:

I am constrained to dissent from the
opinion and judgment of the court. The
principle announced, as I understand it,
is that "a circuit court of the United
States, when asked upon habeas corpus
to discharge a person held in actual cus-
tody by a state for trial in one of its
courts, under an indictment returned
against him, cannot properly take into
account the methods whereby the state
obtained such custody.

In other words, the principle is that
the principle by the light of the facts in this
case (facts, I mean, as alleged, and which
we must assume to be true for the pur-
pose of the opinion) that the officers of
one state may falsely represent that a
person was personally present in the state
and committed a crime there and had
been taken from another state, the offi-
cers of the latter knowing of the false
representation and aiding its pur-
pose, thereby depriving him of his con-
stitutional rights. And this, it is said,
is supported by the cases of *Ker* versus
Illinois (119 U. S. 439) and *Mahon*
versus Illinois (127 U. S. 399). These cases
are, as the court says, "obscure."

I give honor to whom it is due.
Dr. David Kennedy's Favorite Remedy,
of Rondout, N. Y., cured me of
Bright's disease and gravel. Four
of the best physicians had failed to relieve
me. I have recommended it to scores
of people with like success, and know
it will cure all who try it.—Mrs. E. P.
Miner, Burg Hill, O. Price \$4.00, all
druggists; 6 bottles, \$30.00.

It is difficult to accomplish, hazardous
at every step. All of the officers of the law
are supposed to be on guard against it.
All of the officers of the law are supposed
to be on guard against it. It is the right
of the law, using its forms and exer-
cising its power, to protect the citizen.
It is not a distinction without a difference,
another form of the crime of kidnapping,
distinguished only from that committed
by an individual by circumstances.

In the case at bar the states, through
their officers, are the offenders. They, by
an illegal exertion of power, deprived the
accused of his constitutional rights. The
distinction is important to be observed.
If this expression in *Mahon* versus Illi-
nois is taken as it is, it is the right of
the state to deprive the citizen of his
constitutional rights.

And constitutional rights the accused in
this case certainly did have, and valuable
ones. The foundation of extradition be-
tween the states is that the accused
should be a fugitive from justice from the
demanding state, and he may chal-
lenge the fact by habeas corpus immedi-
ately upon arrest. If he refutes the fact
he cannot be removed (Hidayt). This
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AD COLD

Throat sore—head
stuffed up—chest in-
flamed—irritating hack-
ing cough? Cheer up
man! All you need is

Anti-Itis

(anti-inflammation)

Applied warm to the throat and chest, Anti-
itis will draw out the inflammation, ease the
cough, cool the sore throat and drive away the
cold. It cools, soothes and absorbs.

Made in
Massachusetts by
Anti-Itis, Inc.
Danvers, Mass.

Sold Everywhere

Serial No. 3066

For further information write for our booklet
"What is It?"

In the night of Saturday, after business
hours, the courts had closed and
judges and lawyers had departed to their
homes; that the arrest should be kept a
secret and the body of the accused should
be clandestinely hurried out of the state
of Colorado with all possible speed, with-
out the knowledge of his friends or his
counsel; that he was at the usual place
of business during Thursday, Friday and
Saturday, but no attempt was made to
arrest him until 11:20 o'clock p. m. Satur-
day, when his house was surrounded and
he was taken into custody. He was ac-
cused of the same crime as the other two
men, "thrown into the county jail of the
city and county of Denver."

It is further alleged that in pursuance
of the conspiracy, between the hours of
midnight and 6 o'clock on Sunday morn-
ing, Feb. 15, the officers of the state and
certain armed guards, being a part of
the forces of the militia of the state of
Colorado, "provided a special train for the
purpose of forcibly removing him from
the state of Colorado to the state of Idaho."
He was forcibly placed on said train and
removed with all possible speed to the
state of Idaho; that prior to his removal
and at all times after his incarceration in
the state of Idaho, he was absolutely
denied his rights. The train, it is alleged,
made no stop at any considerable station,
but proceeded at great and unusual speed,
and he was accompanied by and sur-
rounded with armed guards, members
of the state militia of Colorado, under
the orders and directions of the adjutant
general of the state of Idaho.

No individual or individuals could have
accomplished what the power of the two
states accomplished. No individual or in-
dividuals could have commanded the
means and success; could have made two
trains to leave the state of Colorado, and
their homes; could have commanded the
resources of jails, armed guards and spe-
cial trains; could have successfully timed
all acts to prevent injury and judicial in-
terference. The accused, as soon as he
could have done so, submitted his rights
to the consideration of the courts. He
could not have done so on the way from
Colorado. At the first instant that the
state of Idaho relaxed its restraining
power he invoked the aid of habeas
corpus successively of the supreme court
of the state and of the circuit court of
the United States. He should not have
been taken from the state of Colorado
of the circuit court in so doing should be
reversed.

Court Hand.
All legal treatises and documents
during the twelfth and two following
centuries were written in a very stiff,
affected and undepreciable hand called
"court hand." It was intentionally
illegible that the knowledge of the law
might be kept from the common people.

The Italian Alphabet.
The Italian alphabet consists of
twenty-two letters similar to the Eng-
lish, omitting k, w, q and y.

Peanuts.
Peanuts are harvested in October.
The roots are first loosened by running
a plow lightly through the rows. Then
the vines are stacked much as the New
England farmer stacks beans. The
stacks are thatched with straw to keep
the water out. Peanuts gathered in
wet weather have discolored shells.

Ostriches.
Like all animals, exhibit
interesting qualities strikingly like
those of humankind to those who ob-
serve their daily actions. When they
are sitting the cock takes his place on
the nest at sundown and at sunrise is
relieved by his wife, who assumes her
position for the day. At the end of the
six weeks' incubation both birds are
miserably thin and weak.

A Valuable Lesson.
"Six years ago I learned a valuable
lesson," writes John Pleasant of Mag-
nolia, Ind. "I then began taking Dr.
King's New Life Pills and the longer I
take them the better I find them." They
please everybody. Guaranteed at Red
Cross Pharmacy, 25c.

EARL'S INDIAN PILE CURE
T. J. Earl, Proprietor.
Derived direct from nature that makes this the
most effective remedy for piles. No dangerous
drugs. No pain. No expense. Guaranteed to
cure or money refunded.
Foster, Seattle, Wash. 75 (Circulars sent on request)

Nurses' Directory.
Trained Nurses can be had by ap-
plying to the Emergency Hospital,
day or night. Tel. call, 319-2.

ABOUT THE STATE.

Items of Interest Gleaned From Our Exchanges.

Rodney Ober, aged 90 years, one of
the oldest residents of Rockingham,
died at his home in Saxton's River Feb-
ruary 15. He had passed his entire
life in the vicinity of Saxton's River.

During the past year 126 births were
recorded in the town of Rockingham,
as compared with 129 in 1905. There
were 49 marriages, as compared with
51 in 1905, and 99 deaths compared
with 78 in 1905.

The Rev. Johnathan Tilson, of Wey-
mouth, Mass., (but a native of Ran-
dolph) the oldest Baptist clergyman in
New England, was 80 years old Feb-
ruary 16. Mr. Tilson was born in
Randolph in 1818. February 17, he
preached at the Baptist church in Wey-
mouth, of which he is honorary pastor.

In view of the fact that little is
known by the citizens in general as
to the extent of the weighing on the
city scales the report of M. B. Whit-
tler, city weigher in Rutland, for 1906
is interesting. The fee charged is ten
cents and the scale is used by the city.
The total weight of the city was \$30.50.
In addition to weights paid for there
were 734 loads of coal for school build-
ings placed on the scales during the
year.

The coal famine which has been
threatening all the Brattleboro dealers
for the past two weeks has now been
overcome. All during last week there
was no coal of the chestnut or egg size
to be had. The reason for the shortage
was that there were no coal cars
moving on the Hoosac tunnel road, the
Fitchburg branch of the Boston &
Maine, the route by which the local
supply comes. On account of the com-
pletion of the tunnel the railroad com-
pany refused to take coal cars of the
mine.

ESTATE OF L. CHENEY BACHELDER.

STATE OF VERMONT. In Probate Court,
District of Washington, ss. I, held at Montpelier,
in and for said district, on the 25th day of
February, A. D. 1907.

John Trow, Guardian of Elmer S. Leonard,
late of the City of Barre, ss. I, do hereby
certify that the said Elmer S. Leonard,
deceased, made application to said court
for the appointment of a guardian of his
person and estate, and that said court,
on the 15th day of March, A. D. 1907,
after hearing and decision thereon, and it is
further ordered, that all persons interested
herein, by publication of notice of said applica-
tion, be and they are hereby notified to
appear at said court, on the 25th day of
February, A. D. 1907, at 10 o'clock a. m.,
for the purpose of presenting their claims to
said court, and of being heard thereon.

By the Court. Attest.

HIRSH CARLETON, Judge.

Feb. 27, Mar. 6-10

COMMISSIONERS' NOTICE.

ESTATE OF ELLEN S. LEONARD.

The undersigned, having been appointed by
the Hon. Probate Court for the district of
Washington, ss. I, do hereby certify that
the said Elmer S. Leonard, deceased, made
application to said court for the appoint-
ment of a guardian of his person and estate,
and that said court, on the 15th day of
March, A. D. 1907, after hearing and decision
thereon, and it is further ordered, that all
persons interested herein, by publication of
notice of said application, be and they are
hereby notified to appear at said court, on
the 25th day of February, A. D. 1907, at
10 o'clock a. m., for the purpose of present-
ing their claims to said court, and of being
heard thereon.

By the Court. Attest.

HIRSH CARLETON, Judge.

Feb. 27, Mar. 6-10

GUARDIAN LICENSE TO SELL REAL ESTATE.

STATE OF VERMONT. In Probate Court,
District of Washington, ss. I, held at Montpelier,
in and for said district, on the 25th day of
February, A. D. 1907.

John Trow, Guardian of Elmer S. Leonard,
late of the City of Barre, ss. I, do hereby
certify that the said Elmer S. Leonard,
deceased, made application to said court
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February, A. D. 1907, at 10 o'clock a. m.,
for the purpose of presenting their claims to
said court, and of being heard thereon.

By the Court. Attest.

HIRSH CARLETON, Judge.

Feb. 27, Mar. 6-10

ESTATE OF RAYMOND F. CAMP.

STATE OF VERMONT. In Probate Court,
District of Washington, ss. I, held at Montpelier,
in and for said district, on the 25th day of
February, A. D. 1907.

Monroe D. Camp of Barre City, Admin-
istrator of the estate of Raymond F. Camp,
late of Barre, ss. I, do hereby certify that
said court, on the 15th day of March, A. D.
1907, after hearing and decision thereon,
and it is further ordered, that all persons
interested herein, by publication of notice
of said application, be and they are hereby
notified to appear at said court, on the 25th
day of February, A. D. 1907, at 10 o'clock
a. m., for the purpose of presenting their
claims to said court, and of being heard
thereon.

By the Court. Attest.

HIRSH CARLETON, Judge.

Feb. 27, Mar. 6-10

ESTATE OF SARAH A. MOWER.

STATE OF VERMONT. In Probate Court,
District of Washington, ss. I, held at Montpelier,
in and for said district, on the 25th day of
February, A. D. 1907.

Monroe D. Camp of Barre City, Admin-
istrator of the estate of Sarah A. Mower,
late of Barre, ss. I, do hereby certify that
said court, on the 15th day of March, A. D.
1907, after hearing and decision thereon,
and it is further ordered, that all persons
interested herein, by publication of notice
of said application, be and they are hereby
notified to appear at said court, on the 25th
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a. m., for the purpose of presenting their
claims to said court, and of being heard
thereon.

By the Court. Attest.

HIRSH CARLETON, Judge.

Feb. 27, Mar. 6-10

FOR SALE.

Two double tenement houses 11 tenements.
Three cottage houses.
One four-story brick house.
Eighty-five building lots.
All the above real estate is desirable prop-
erty and well situated in the heart of the
city of Barre. For further information apply
to John Trow or H. A. Phelps.

FOR SALE—A quantity of dry chucks, suit-
able for stove fuel. Also a few cords of
split wood. H. R. Fenham, Stephens' Farm,
East Montpelier, Vt. Phone 12-3. Montpelier
Box 258, City.

FOR SALE—No. 1 heavy grass hay at Marvin
farm. Thirteen dollars per ton, delivered.
Phone 21-4, Montpelier.

FOR SALE—Two new milch cows. Inquire
Scott & Edwards, Farmington Farm, Barre,
Vt.

FOR SALE—Corner lot, about 140 feet on
North Main street and 90 feet on Rutland
street. Also 60 feet on Rutland street. In-
quire to John Trow or H. A. Phelps.

FOR SALE—A quantity of dry chucks, suit-
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East Montpelier, Vt. Phone 12-3. Montpelier
Box 258, City.

DISCRIMINATING LADIES.

Enjoy Using Herpelide on Account of Its Distinctiveness.

The ladies who have used Newbore's
Herpelide speak of it in the highest
terms, for its quick effect in clearing the
scalp of dandruff and also for its ex-
cell